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PART III.

Legislative Measures and Rules thereunder.

NOTIFICATION.

No. Fl. 7045—*S. R.* 51-07-11, *dated* 28*th April* 1909.

In exercise of the powers conferred by section 5 of the Opium Act, 1878 (1 of 1878) and in continuation of Notification No. 8198—Ex. F. 21-9, dated Bangalore, 19th May 1900, the Government of His Highness the Maharaja of Mysore are pleased to make the following additional Rules to regulate the import, transport and export of opium and intoxicating drugs made from opium other than those used for smoking in transit through Mysore Territory from one portion to another of British Territory.

Rules.

1. The transport from foreign territory through Mysore territory of intoxicating drugs prepared from opium and used for smoking is absolutely prohibited.

2. No opium or intoxicating drugs made from opium other than those used for smoking, shall be transported through Mysore territory except under, and in accordance with, a permit issued in accordance with the following rules.

3. Except in the case of permits issued to persons licensed to vend in British territory, no permit shall cover the transport of more than three tolas of opium, or intoxicating drugs made from opium other than those used for smoking.

4. The permits recognised under these regulations shall be in printed forms and in duplicate. Each permit must bear a consecutive number and must be sealed with the private seal of the officer issuing the permit in addition to his office seal.

5. The period of currency of a permit must be regulated according to the distance the drug is transported, one day being allowed for every 15 miles by road or 70 miles by rail in addition to one day for despatch and one day for delivery in the case of consignments sent by rail.

6. Every consignment transported through Mysore territories under these regulations shall be accompanied by its permit, which must show the name of the transporter, the quantity of opium or intoxicating drugs covered by it, the route of transport, the period of currency and the officer before whom it should be taken for verification.

7. Whenever a permit is issued, the duplicate thereof, which should bear the impression of the same seals as have been placed on the original permit and on the consignment should be forwarded by the officer issuing the permit to the officer appointed to verify the consignment.

8. Every package to be transported through Mysore territories under these regulations shall be sealed and the seals used shall be the same as those impressed on the permit (see Rule 4).

9. Permits for transport under these rules shall not be recognised unless they are issued by officers specially appointed in that behalf by name or designation by the Chief Excise Officer of the territory in which the officers are to exercise their functions.

10. Every consignment will be verified on arrival at its destination by an officer appointed for the purpose by the Chief Excise Officer of the territory to which the consignment is transported.

11. Every officer appointed or authorized to issue permits under Rule 9 *supra* must be kept informed of the name and designation of all officers authorized under Rule 10 to verify consignments.

12. The names or designations of all officers appointed to issue permits and to verify consignments will be communicated to the Deputy Commissioner, Excise Department, of the district which the British territory adjoins.

13. The officer issuing permits under Rule 9 *supra* should furnish the Inspector through whose Range the consignments are to be transported with a monthly list of permits issued in a form showing the names of the transporters, the numbers of the permits, the dates on which they were issued, the route by which the consignments were required to be transported and the quantity covered by the permits.

14. On the arrival of the consignment at its destination, it shall be verified by the officer appointed for the purpose under Rule 10 *supra*. He will examine the seals and weigh each package before opening it. He will then open each package and satisfy himself that the contents agree both as to nature and weight with the entries in the permit and will enter the results of his verification on the reverse of the original and the duplicate permits, will return the original permit to the transporter and will forward the duplicate to the Excise Inspector of the Range across which the consignment has been transported for transmission to the officer who issued it.

15. Any Land Revenue officer not inferior in grade to a Shekdar, any Excise officer not inferior in rank to a Sub-Inspector, or any Police officer not inferior in grade to a Daffadar may inspect any consignment in transit in Mysore territory and when he does so shall note on the reverse of the permit the condition of the packages and seals.

16. Any person found transporting opium or intoxicating drugs in contravention of these regulations will be dealt with in accordance with section 9 of the Opium Act.

17. No person who is found to have committed any breach of these Regulations shall be allowed to transport drugs through Mysore territory under a permit issued in this behalf, and the name of any person detected in the commission of any such breach shall forthwith be communicated by the officer detecting the offence to the Excise Divisional Officer of the district concerned who will arrange with the Chief Excise Officer of the territory from which the offender brought his opium or intoxicating drugs as the case may be for the intimation of the offender's name to all persons authorised to grant permits. If any such person be subsequently found transporting opium or introxicating drugs even under a permit, such consignment shall be liable to confiscation.

By Order,

K. S. CHANDRASEKHARA AIYAR,

Secy. to Govt., Gen. & Rev. Depts